IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant: Ernest A. Voisin

Serial No. 09/121,725

Appeal No. 2005-1101

For: "A Process of Elimination of Bacteria In Shellfish..."

Date: September 12, 2005

REQUEST FOR EXTENSION OF TIME

Commissioner for Patents and Trademarks
Mail Stop: BPAI
P.O. Box 1450
Alexandria, VA 22204

Via facsimile (571) 273-0299

Sir:

The appellant would like to thank Mr. Craig Feinberg of the Appeals Board for the courtesies extended to the applicant's representative during the telephone calls on September 2 and 7, 2005.

The undersigned respectfully submits that the office of the appellant's counsel is located in New Orleans, which has recently suffered from flood occasioned by hurricane Katrina. Due to mandatory evacuation from the City of New Orleans, the office of the appellant's counsel was unable to obtain access to the files, which are essential to the preparation of the oral hearing currently set for September 13, 2005.

Due to these extraordinary circumstances, the Board of Appeals is respectfully requested to grant appellant a three-month extension of time and permit the oral hearing to be re-set for December of this year.

Please direct all future correspondence to the temporary address of Keaty

Professional Law Corporation at

2533 American Way
Port Allen, Louisiana 70767

Respectfully submitted,

Keaty Professional Law Corporation

Bella I. Safro

Bella I. Safro for
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For Appellant

Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (571) 273-0299 on this 12th day of September 2005.

Typed or printed name of person signing this certificate:

Bella I. Safro

Signature: _____*Bella I. Safro*_____